

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION

MARIA ESTER GODINEZ, Personal)	
Representative of the Estate of ERIC ISAAC)	
VENEGAS GODINEZ,)	
)	
Plaintiff,)	
)	
v.)	
)	
VHS WEST SUBURBAN MEDICAL)	No. 14 C 10451
CENTER, INC. d/b/a WEST SUBURBAN)	
MEDICAL CENTER d/b/a VANGUARD)	Judge
WEST SUBURBAN MEDICAL CENTER,)	
an Illinois Corporation; KAROLE A)	Formerly Case No. 2014 L 008807,
LAKOTA TREESE, M.D.; DANIELLE)	Circuit Court of Cook County, Illinois
KRAESSIG, C.N.M.; CECELIA B. BACOM,)	
C.N.M.; and PCC COMMUNITY)	
WELLNESS CENTER d/b/a PCC SOUTH)	
FAMILY HEALTH CENTER d/b/a PCC)	
LAKE STREET FAMILY HEALTH)	
CENTER, an Illinois Corporation,)	
)	
Defendants.)	

**NOTICE OF REMOVAL OF A CIVIL ACTION AND
SUBSTITUTION OF THE UNITED STATES AS DEFENDANT**

To:	Dorothy Brown, Clerk	Francis P. Morrissey
	Circuit Court of Cook County, Illinois	Burke Wise Morrissey & Kaveny
	Richard J. Daley Center, Room 1001	161 North Clark Street, Suite 3250
	50 West Washington Street	Chicago, Illinois 60601
	Chicago, Illinois 60602	

The United States of America, by its attorney, Zachary T. Fardon, United States Attorney for the Northern District of Illinois, submits this notice of removal of the above-captioned civil action from the Circuit Court of Cook County, Illinois, to the United States District Court, Northern District of Illinois, pursuant to 42 U.S.C. § 233, and in support states the following:

1. On August 22, 2014, plaintiff Maria Ester Godinez, as representative of the Estate of Eric Isaac Venegas Godinez, commenced the above civil action against VHS Suburban Medical Center, Inc., PCC Community Wellness Center, Karole Lakota-Treese, M.D., Danielle Kraessig, C.N.M., and Cecelia Bacom, C.N.M. A copy of the state court complaint is attached as Exhibit A.

2. For the purposes of this lawsuit, the designee of the Attorney General of the United States certifies that PCC Community Wellness Center is a private entity that receives grant money from the Public Health Service pursuant to 42 U.S.C. § 233. *See* Exhibit B. In addition, the designee of the Attorney General of the United States further certifies that Karole Lakota-Treese, M.D., Danielle Kraessig, C.N.M., and Cecelia Bacom, C.N.M. were acting within the scope of their employment at the PCC Community Wellness Center with respect to the incidents referred to in the complaint. *Id.*

3. This notice of removal may be filed without bond at any time before trial. 42 U.S.C. § 233(c). Trial has not yet been had in this action.

4. Pursuant to the certification by the Attorney General's designee and the filing of this notice of removal under 28 U.S.C. § 233(c), this civil action is deemed an action against the United States, and the United States is substituted as the sole federal party defendant in place of defendants PCC Community Wellness Center, Karole Lakota-Treese, M.D., Danielle Kraessig, C.N.M., and Cecelia Bacom, C.N.M.

WHEREFORE, this action now pending in the Circuit Court of Cook County, Illinois, is properly removed to this court pursuant to 42 U.S.C. § 233, and the United States is substituted as the defendant in lieu of PCC Community Wellness Center, Karole A. Lakota-Treese, Danielle Kraessig, and Cecilia Bacom.

Respectfully submitted,

ZACHARY T. FARDON
United States Attorney

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